

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

MICHAEL KENNEDY,

Defendant

) Criminal No. 20cr 10010  
)  
) Violations:  
)  
) Counts One and Two: Felon in Possession of  
) Ammunition  
) (18 U.S.C. § 922(g)(1))  
)  
) Forfeiture Allegation:  
) (18 U.S.C. § 924(d); 28 U.S.C. § 2461(c))

INDICTMENT

COUNT ONE

Felon in Possession of Ammunition  
(18 U.S.C. § 922(g)(1))

The Grand Jury charges:

On or about October 30, 2019, in Foxborough, in the District of Massachusetts, the  
defendant,

MICHAEL KENNEDY,

knowing that he was previously convicted in a court of a crime punishable by imprisonment for a  
term exceeding one year, did knowingly possess, in and affecting commerce, in a residential  
apartment, various rounds of 9mm ammunition.

All in violation of Title 18, United States Code, Section 922(g)(1).

COUNT TWO  
Felon in Possession of Ammunition  
(18 U.S.C. § 922(g)(1))

The Grand Jury further charges:

On or about October 30, 2019, in Foxborough, in the District of Massachusetts, the  
defendant,

MICHAEL KENNEDY,

knowing that he was previously convicted in a court of a crime punishable by imprisonment for a  
term exceeding one year, did knowingly possess, in and affecting commerce, in a gray Honda  
Civic, various rounds of 9mm ammunition.

All in violation of Title 18, United States Code, Section 922(g)(1).

FIREARM FORFEITURE ALLEGATION  
(18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c))

The Grand Jury further finds:

1. Upon conviction of one or more of the offenses in violation of Title 18, United States Code, Sections 922(g)(1), set forth in Counts One and Two of this Indictment, the defendant,

MICHAEL KENNEDY,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c), any firearm or ammunition involved in or used in any knowing commission of the offenses. The property to be forfeited includes, but is not limited to, the following:

- a. Two black, semi-automatic, 9mm pistols bearing no serial numbers;
- b. Three firearm magazines;
- c. One firearm holster;
- d. One firearm silencer;
- e. Various firearm parts; and
- f. Various rounds of 9mm ammunition.

2. If any of the property described in Paragraph 1, above, as being forfeitable pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c), as a result of any act or omission of the defendant --

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the Court;

- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

it is the intention of the United States, pursuant to Title 28, United States Code, Section 2461(c), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property described in Paragraph 1 above.

All pursuant to Title 18, United States Code, Section 924, and Title 28, United States Code, Section 2461.

A TRUE BILL

  
FOREPERSON

  
ROBERT E. RICHARDSON  
ASSISTANT UNITED STATES ATTORNEY  
DISTRICT OF MASSACHUSETTS

District of Massachusetts: JANUARY 16, 2020  
Returned into the District Court by the Grand Jurors and filed.

